



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/943,369	08/29/2001	Ahmad Yekta	1191/1H584-US1

CONFIRMATION NO. 9064

FORMALITIES LETTER



OC000000006865148

DARBY & DARBY P.C.
805 Third Avenue
New York, NY 10022

Date Mailed: 10/09/2001



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$80.
 - \$80 for 1 independent claims over 3 .
- The oath or declaration is unsigned.
- **The balance due by applicant is \$ 80.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10/19/2001 SFELEKE1 00000036 040100 09943369
01 FC:102 84.00 CH
Adjustment date: 10/19/2001
10/19/2001 SFELEKE1 00000036 040100 09943369
01 FC:102 84.00 CR



EXPRESS MAIL CERTIFICATE

Date 10/17/01 Label No. EL 767726624US
I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to Addressee" service.

Adilullo Adilullo
Name (Print) Signature

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR CREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04-0100

Customer No.:



07278

PATENT TRADEMARK OFFICE

Docket No: 1191/1H584-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ahmad Yekta and Zahra Masoumi

Serial No.: 09/943,369

Confirmation No.: 9064

Filed: August 29, 2001

For: COMPOSITION AND PROCESS FOR FABRICATION OF ABSORBANCE AND FLUORESCENCE STANDARDS

RESPONSE TO NOTICE TO FILE MISSING PARTS

Hon. Commissioner of
Patents and Trademarks
Washington, DC 20231

October 17, 2001

Sir:

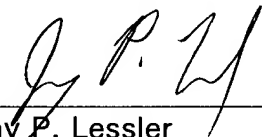
A Notice to File Missing Parts dated October 9, 2001 (Exhibit A) states that the above-identified application contains 4 independent claims. Since applicants have only paid for 3 independent claims, the Notice requests the payment of \$80, the cost of one additional independent claim.

Contrary to this assertion, the present application only contains 3 independent claims, namely, claims 1, 17, and 18. Therefore, applicants respectfully submit that \$80 is not due in this application.

The Notice to File Missing Parts also states that the Declaration and Power of Attorney previously submitted is unsigned. A signed Declaration and Power of Attorney was submitted on September 24, 2001. A copy of the Declaration and Power of Attorney is attached as Exhibit B.

Applicants believe that no fee is due with this Response. However, if any fee is due, the Commissioner is hereby authorized to charge it to our deposit account, Deposit Account No. 04-0100.

Respectfully submitted,



Jay P. Lessler
Reg. No. 41,151
Attorney for Applicants

DARBY & DARBY, P.C.
805 Third Avenue
New York, N.Y. 10022
Phone (212) 527-7700

Customer No.:



07278

PATENT TRADEMARK OFFICE

Docket No.: 1191/1H584-US1

#3



**DECLARATION
AND POWER OF ATTORNEY
Original Application**

As a below named inventor, I declare that the information given herein is true, that I believe that I am the original, first and sole inventor if only one name is listed at 1 below, or a joint inventor if plural inventors are named below, of the invention entitled:

**COMPOSITION AND PROCESS FOR FABRICATION OF ABSORBANCE AND
FLUORESCENCE STANDARDS**

which is described and claimed in Application Serial No. 09/943,369 filed August 29, 2001 that I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application, that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application, that I acknowledge my duty to disclose information of which I am aware which is material to patentability in accordance with 37 CFR §1.56. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I hereby claim the priority benefits under 35 U.S.C. §119 of U.S. Provisional Application No. 60/229,152 filed August 30, 2000.

POWER OF ATTORNEY:

As a named inventor, I hereby appoint the following attorney(s) and/or agents(s) to prosecute this application and transact all business in the Patent and Trademark office connected therewith: Gordon D. Coplein #19,165, Michael J. Sweedler #19,937, S. Peter Ludwig #25,351, Paul Fields #20,298, Marc S. Gross #19,614, Joseph B. Lerch #26,936, Melvin C. Garner #26,272, Ethan Horwitz #27,646, Adda C. Gogoris #29,714, Bert J. Lewen #19,407, Henry Sternberg #22,408, Peter C. Schechter #31,662, Robert Schaffer #31,194, Robert C. Sullivan, Jr. #30,499, Ira J. Levy #35,587, Joseph R. Robinson #33,448, Scott G. Lindvall #40,325, Paul F. Fehlner, Ph.D. #35,135, David Leason #36,195, Jay P. Lessler #41,151,

#3

all of the firm of DARBY & DARBY P.C., 805 Third Avenue, New York, NY 10022

SEND CORRESPONDENCE TO:

DIRECT TELEPHONE CALLS TO:

DARBY & DARBY P.C.
805 Third Avenue
New York, NY 10022

Jay P. Lessler
212-527-7700

FULL NAME AND RESIDENCE OF INVENTOR 1


LAST NAME: Yekta FIRST NAME: Ahmad MIDDLE NAME:
CITY: St. Catharines, Ontario STATE OR FOREIGN COUNTRY: Canada COUNTRY OF CITIZENSHIP: Canada
POST OFFICE ADDRESS: 31 Briarfield Crescent CITY: St. Catharines, Ontario STATE OR COUNTRY: Canada
ZIP CODE: L2T 3T4

FULL NAME AND RESIDENCE OF INVENTOR 2

LAST NAME: Masoumi FIRST NAME: Zahra MIDDLE NAME:
CITY: St. Catharines, Ontario STATE OR FOREIGN COUNTRY: Canada COUNTRY OF CITIZENSHIP: Canada
POST OFFICE ADDRESS: 31 Briarfield Crescent CITY: St. Catharines, Ontario STATE OR COUNTRY: Canada
ZIP CODE: L2T 3T4

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

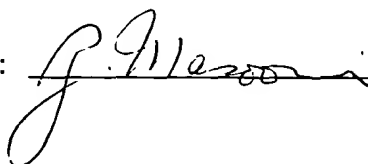
SIGNATURE OF INVENTOR 1:



DATED:

Sept. 20, 01

SIGNATURE OF INVENTOR 2:



DATED:

Sept. 20, 01